

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 21, 2009

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: STEPHEN K. HARSIN**☐ Consent ☒ Discussion**SUBJECT:**

Public Hearing to consider the report of expenses to recover costs for abatement of nuisance located at 1804 Collins Avenue in the amount of \$5,554 (General Fund) and assess a maximum of \$168,200 in daily civil penalties. PROPERTY OWNER: FINANCIAL FREEDOM S F C - Ward 5 (Barlow)

Fiscal Impact☐**No Impact**☐**Augmentation Required**☒**Budget Funds Available****Amount:** \$5,554**Funding Source:** General Fund**Dept./Division:** Neighborhood Services/Response**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired GraEagle Construction LLC to remove or cut all vegetation over 8" from all yards and sidewalk areas, remove all debris from all yards and from within pool. To date, there have been ten (10) inspections conducted at this location. The value of the property based on the sale date of December 2008 was \$204,070.

RECOMMENDATION:

That the City Council: Approve the report of expenses to include \$640 invoice for GraEagle Construction LLC services in addition to other fees assessed for a total of \$5,554 and consider assessing a maximum of \$168,200 in daily civil penalties.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Maps
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

Motion made by RICKI Y. BARLOW to Approve an assessment of \$5,554 with civil penalties in the amount of \$50,000

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Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 1; Excused: 1

RICKI Y. BARLOW, LOIS TARKANIAN, STEVE WOLFSON, GARY REESE, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-STAVROS S. ANTHONY); (Excused-OSCAR B. GOODMAN)

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

DEVIN SMITH, Manager of Neighborhood Response, read the Purpose/Background and Recommendations and noted that to date, there have been 10 inspections at the location. The value of the property was listed at \$204,070.

The property owner was not present.

A videotape was shown, but a copy was not submitted.

Having previously had problems with notifying property owners, COUNCILMAN WOLFSON asked whether a solution was found for proper notification and in this case, whether the property owner had been contacted. MR. SMITH replied that the property owner is a financial institution and that all certified letters were received and signed for.

MAYOR PRO TEM REESE declared the Public Hearing closed.

